

# FORM LM-30

## LABOR ORGANIZATION OFFICER AND EMPLOYEE REPORT

This report is mandatory under P.L. 86-257, as amended. Failure to comply may result in criminal prosecution, fines, or civil penalties as provided by 29 U.S.C 439 or 440.

For Official Use Only



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READ THE INSTRUCTIONS CAREFULLY BEFORE PREPARING THIS REPORT.

1. File Number U - 01938	2. Fiscal Year Covered From: 1 / 1 / 2004 Through: 12 / 31 / 2004
3. Name and address of person filing. Name Neil I Ditchek P.O. Box, Bldg., Room No., if any Street 12019 Whippoorwill Lane City Rockville State Maryland ZIP Code + 4 20852	4. Name, file number, and address of labor organization. Name International Brotherhood of Teamsters Labor Organization File Number 000-093 P.O. Box, Building and Room Number, if any Street 25 Louisiana Avenue, NW City Washington State District of Columbia ZIP Code + 4 20001
5. Position in labor organization. Staff Attorney	

Enter appropriate data below if, during the past fiscal year, you or your spouse or minor child directly or indirectly had any of the following interests (except as specified in the exclusions set forth in the instructions):

A. Held an interest in, engaged in transactions (including loans) with, or derived income or other economic benefit of monetary value from an employer whose employees your organization represents or is actively seeking to represent.	
6. Name and address of Employer (including trade name, if any). Name Trade Name, if any: P.O. Box, Bldg., Room No., if any Street City State ZIP Code + 4	7. a. Nature of Interest, Transaction, or Income. 7.b. Amount.

### Signature

**15. Signature and verification.** The undersigned declares, under penalty of Perjury and other applicable penalties of the law, that all of the information submitted in this report (including the information contained in any accompanying documents), has been examined by the signatory and is, to the best of the undersigned's knowledge and belief, true, correct, and complete. (See the section on penalties in the instructions.)

Signed

*Neil Ditchek*

On

3/30/05

Date

(202) 624-6949

Telephone Number

B. Held an interest in or derived income or economic benefit with monetary value **from a business** (1) a substantial part of which consists of buying from, selling or leasing to, or otherwise dealing with the business of an employer whose employees your labor organization represents or is actively seeking to represent, or (2) any part of which consists of buying from or selling or leasing directly or indirectly to, or otherwise dealing with your labor organization or with a trust in which your labor organization is interested.

## 8. Name and address of Business (including trade name, if any).

Name Dickstein, Shapiro, Morin &amp; Oshinsky, LLP

Trade Name, if any:

P.O. Box, Bldg., Room No., if any

Street 2101 L Street, NW

City Washington

State District of Columbia ZIP Code + 4 20037

## 9. Business deals with:

☒ a. Labor Organization☐ b. Trust☐ c. Employer

## 10. If 9.b. or 9.c. is checked give trust or employer's name.

Name

Trade Name, if any:

P.O. Box, Bldg., Room No., if any

Street

City

State

ZIP Code + 4

## 11.a. Nature of such dealing.

Fees for legal services in fiscal year 2004

## 11.b. Approximate dollar value of such dealing.

\$691,486

## 12.a. Nature of interest held or income received.

\*\*\*See attached sheet.

## 12.b. Amount.

\*\*\* See attached sheet.

C. Received from any employer (other than an employer covered under parts A and B above)  
or from any labor relations consultant to an employer any payment of money or other thing of value.

## 13.a. Name and address of Employer or Labor Relations Consultant (including trade name, if any).

Name

Trade Name, if any:

P.O. Box, Bldg., Room No., if any

Street

City

State

ZIP Code + 4

## 14.a. Nature of payment.

13.b. Is the Business an Employer ☐ or Consultant ☐ ?

## 14.b. Amount of payment.

## Part B Continuation Page

B. Held an interest in or derived income or economic benefit with monetary value from a business (1) a substantial part of which consists of buying from, selling or leasing to, or otherwise dealing with the business of an employer whose employees your labor organization represents or is actively seeking to represent, or (2) any part of which consists of buying from or selling or leasing directly or indirectly to, or otherwise dealing with your labor organization or with a trust in which your labor organization is interested.

## 8. Name and address of Business (including trade name, if any).

Name Trade Name, if any: P.O. Box, Bldg., Room No., if any Street City State  ZIP Code + 4 

## 10. If 9.b. or 9.c. is checked give trust or employer's name.

Name Trade Name, if any: P.O. Box, Bldg., Room No., if any Street City State  ZIP Code + 4 

## 9. Business deals with:

☐ a. Labor Organization☐ b. Trust☐ c. Employer

## 11.a. Nature of such dealing.

11.b. Approximate dollar value of such dealing. 

## 12.a. Nature of interest held or income received.

12.b. Amount.



**QUESTION No. 12 (a) and (b)—Form LM-30 (Answer Cont.)**

On March 31, 2003, I filed an answer to this question and provided my spouse's pre-tax share of the fees collected by the law firm of Dickstein Shapiro Morin & Oshinsky LLP, from the IBT for the 2002 fiscal year. (\$1,123.80 for the instant reporting year). By letter dated August 25, 2003, I was informed that it is the Department of Labor's (DOL) position that the information provided was "insufficient" because it did not include the total amount of income my spouse received from the firm, in the normal course of business,--a number wholly unrelated to the firm's business relationship with the IBT. In that letter, I was requested to file an amended response.

I continue to object to the DOL's request for an amended response (as it pertains to the instant filing) on the basis that it is harassing, discriminatory, unduly burdensome, an invasion of my spouse's privacy and entirely irrelevant to the purposes and aims of the LMRDA's reporting requirements. Through its request for an amended response, the Department seeks additional personal and private employment information from my spouse even though the requested information has no connection whatsoever to my employment with the IBT or her firm's business relationship with the IBT. My spouse practices trademark law in the firm's intellectual property section, and has done so since 1991. She became a partner with the firm in January 1999. During the pertinent reporting year (2004), my spouse's income from the firm was approximately \$319,776.00. Because the firm's services for the IBT account for less than 1% (0.35% to be precise) of the firm's receipts during the pertinent reporting year, only \$1,123.80 was income she received that could be considered in any way related to the firm's business dealings with my employer, the IBT.

Dickstein Shapiro has been performing legal services for the IBT for more than two (2) decades. I began my employment with the IBT in late August 1999. I do not have, nor have I ever had, any authority to assign Teamster-related work to any attorney employed with my spouse's law firm. Under these circumstances, it is inappropriate for the DOL to use the LMRDA reporting requirements as a means to require public disclosure of spousal income that is wholly unrelated to the law firm's "otherwise dealings" with the IBT. As shown above, notwithstanding my objections to the DOL's request, the information requested has been fully disclosed in this response.

To the extent, however, that the DOL discloses this information to any individual or entity in any manner not entirely consistent and/or authorized by the LMRDA, I reserve all right to seek any and all available legal and equitable recourse against the Department and its agents.